FOREIGN ENLISTMENT—*contd.*

Power of Secretary of State or local authority to detain and search suspected ship . . . . . 33-4V.c.90,ss.23to26, 29.

Savings for commissioned foreign ships and military service in Asia . . . . . ,, s.33.

FOREIGN IMMIGRANTS REGULATION (BENGAL), 1812 [1]

(*See* FOREIGNER, 1) . . . . . Ben.Reg.11,1812.

FOREIGN JUDGMENT.

When no bar to suit in British India; presumption as to . . Act5,1908,ss.13,14.

FOREIGN JURISDICTION ACT, 1890 [*See* CRIMINAL LAW AND PROCEDURE (ENG.); EVIDENCE, I; FOREIGN JURISDICTION; FOREIGN LAW; LAW; MERCHANT SHIPPING; SEA] . 53-4V.c.37.

FOREIGN JURISDICTION.

1874. 37-8 V. c 27 (Colonial Courts).
1881. 44-5 V. c. 69, s. 23 (Fugitive Offenders).
1890. 53-4 V. c. 27, ss. 12, 18, Sch. 2 (Colonial Courts of Admiralty).
1890. 53-4 V. c. 37 (Consolidation).
1892. 55-6 V. c. 6, ss. 2, 3, 6 (Probate).

Right of Her Majesty to exercise jurisdiction acquired in country out of her dominions by treaty, etc., as if acquired by cession or conquest of territory . . . . . 53-4V.c.37,s.1.

Power, by Order in Council, to apply Colonial Courts of Admiralty Act, 1890, to Courts established under Foreign Jurisdiction Acts . . . . . 53-4V.c.27,ss.12,18,Sch.2.

Validity of acts done in pursuance of jurisdiction . . . 53-4V.c.37,s.3.

Obtaining evidence of existence of power from Secretary of State ,, s.4.

Jurisdiction to extend to British subjects resident in or resorting to places not subject to regular governments . . . . ,, s.2.

Power to send person charged with offence for trial to a British possession; provisions as to evidence for defence, etc. . . ,, s.6.

Place of punishment of persons convicted . . . . . ,, s.7

Power, by Order in Council, to assign to any Court in British Possessions out of United Kingdom any jurisdiction which might be conferred on any Court in any place out of British dominions where Her Majesty has power . . . . ,, s.9.

Punishment by Colonial Court for offence out of jurisdiction, tried under Imperial Act . . . . . 37-8V.c.27. 44-5V.c.69,s.23.

Validity of orders of Courts, etc., exercising jurisdiction in or in relation to any place out of British dominions for removal of persons from such place . . . . . 53-4V.c.37,s.8.

Provision as to subjects of Princes and States in India . . ,, s.15.

Power, by Order in Council, to extend certain enactments to places to which Act of 1890 applies . . . . . ,, s.5,Sch.1.

Power, by Order in Council, to revoke or vary certain enactments ,, s.17,Sch. 2.

Validity of Order in Council; laying before Parliament, etc. . ss.10to13.

Sealing in United Kingdom of probates and letters of administration granted by British Court out of Her Majesty's dominions 55-6V.c.6,ss.2,3,6.

Trial of offences at sea by Indian Courts. *See* SEA.

,, certain offences against Slave Trade Acts by Indian Courts. *See* SLAVE TRADE.

[1] This short title was given by Act 5, 1897, s. 4.

FOREIGN LAW ASCERTAINMENT ACT, 1861[1] (*See* FOREIGN LAW) 24-5V.c.11.

FOREIGN LAW.

Ascertainment of, and answering case sent by foreign Court . . 24-5 V.c.11.
Power, by Order in Council, to extend 24-5 V. c. 11 to place to which Foreign Jurisdiction Act, 1890, applies . . . . 53-4V.c.37,s.5,Sch.1.

FOREIGN MARRIAGE ACT, 1892. (*See* ARMY; MARRIAGE, I; REGISTRATION OF BIRTHS, ETC). . . . . 55-6V.c.23.

FOREIGN MARRIAGE ACT (INDIAN), 1903. (*See* MARRIAGE, I) Act14,1903.

FOREIGN PROTESTANTS' NATURALIZATION ACT, 1708[1] (*See* BRITISH SUBJECT) . . . . . 7A.c.5.

FOREIGN RECRUITING ACT, 1874 . . . . . Act4,1874.

FOREIGN RECRUITING.

Act 4, 1874, extends to whole of British India . . . Act4,1874,s.1.
,, ,, declared in force in—
the Arakan Hill Districts . . . . Reg.9,1874,s.3.
Upper Burma generally (except the Shan States). Act13,1898,s.4,Sch.1.
British Baluchistan. . . . . Reg.1,1890,s.3.
Definition of "foreign State" . . . . . Act4,1874,s.2.
Power of Governor General in Council to prohibit or regulate recruiting for service in foreign State . . . . . ,, ss.3to5.
Penalty for . . . . . ,, s.6.
Place of trial for . . . . . ,, s.7.

FOREIGN RULER.

Procedure in suit by or against. *See* CIVIL PROCEDURE, 4.

FOREIGN SOVEREIGNS.

Judicial powers of agents of. *See* CIVIL COURTS, VI, B.

FOREIGN STATE defined. *See* WORDS AND PHRASES.

FOREIGN TRIBUNALS EVIDENCE ACT, 1856[1] (*See* EVIDENCE, I) . . . . . 19-20V.c.113.

FOREIGNER. *See also* ADMINISTRATOR GENERAL, 3; MARRIAGE, I.

1. Under the Bengal Foreign Immigrants Regulation, 1812.

Ben. Reg. 11, 1812; short title given to . . . . . Act5,1897,s.4.
,, ,, ,, declared in force[2]—
throughout Agra and Bengal (except Sambalpur District) and Eastern Bengal, except as regards the Scheduled Districts . . . . . Act15,1874,ss.6,7.
in the Santhál Parganas . . . . Reg.3,1872,s.3,Sch.
in the Central Provinces and Sambalpur District . . . . . Act20,1875,s.3.
in Ajmere . . . . . Reg.3,1877,s.3.
in British Baluchistan . . . . Reg.1,1890,s.3.
in Angul District . . . . . Reg.1,1894,s.3.

[1] This short title was given by 59 & 60 Vict. c. 14.
[2] Ben. Reg. 11, 1812, has also been declared in force in Assam (except the North Lushai Hills), by notification under the Scheduled Districts Act, 1874.

FOREIGNER—*contd.*

1. Under the Bengal Foreign Immigrants Regulation, 1812—*contd.*

Power of Local Government to order removal of foreigners or their descendants when attempting to excite disturbances in their own State or when their residence in vicinity of frontier of such State is likely to cause misunderstanding between such State and British Government Ben.Reg.11,1812,s.2

Power of Local Government to keep such persons under restraint ,, s.4.

Right of persons so removed to dispose of their property . . ,, s.3.

Punishment of foreigners or their descendants for causing disaffection in foreign State; punishment of abettors . . ,, s.5(am.Act1. 1903).

2. Under Act III of 1864.

Act 3, 1864, declared in force—

throughout British India, except as regards the Scheduled Districts . . . . . Act15,1874,s.3.

in the Santhál Parganas . . . . . Reg.3,1872,s.3.

in the Arakan Hill District . . . . . Reg.9,1874,s.3.

in Upper Burma generally (except the Shan States) . . Act13,1898,s.4,Sch.1.

in British Baluchistan . . . . . Reg.1,1890,s.3.

in Angul District . . . . . Reg.1,1894,s.3.

Definition of "foreigner," etc. . . . . Act3,1864,s.1.

Onus of proof to lie on person asserting that he is not a foreigner. ,, s.2.

General power for removal of foreigners:

Power of Government of India or Local Government to order foreigner to remove from British India; detention of person disobeying order or returning without license . . . ,, ss.3,4,17.

Powers for dealing with foreigners on emergency:

Power of Governor General in Council to declare s. 5 and subsequent sections of Act to be in force in British India or specified part thereof, for specified period . . . ,, s.5.

S. 5 and subsequent sections not to apply to foreign minister, consul, person under 14 or person in Her Majesty's service . ,, s.5

Power to exempt persons from sections subsequent to s. 5 . ,, s.25.

Foreigners, other than masters of ships, to report arrival; procedure in case of disobedience . . . . . ,, ss.6to9, 14,15.

Restrictions on foreigners travelling in British India without license; procedure in case of disobedience to orders . . ,, ss.10to 15,18,19.

Detention of foreigner returning after removal . . . ,, s.4.

Boarding of ship to search for foreigner; master to furnish information; power to detain foreigner . . . . ,, s.20.

Miscellaneous provisions:

Bail to be taken . . . . . ,, s.16.

Penalties . . . . . ,, ss.21to 23.

Recovery of fines . . . . . ,, s.24.

See also ALIEN; VAGRANT.

FOREIGNERS ACT, 1864 (*See* FOREIGNER) . . . . Act3,1864.

FOREST ACT (INDIAN), 1878 . . . . . Act7,1878.

,, ,, 1890 . . . . . Act5,1890.

,, ,, (BURMA), 1902 . . . . . Bur.Act4,1902.